

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Hon'ble Supreme Court of India's Judgment in W.P. (Civil) No. 131 of 2013, Dated.05-04-2023 - Adoption of Guidelines of Government of India to prevent Unnecessary Hysterectomies - Constitution of State Level and District Level Hysterectomy Monitoring Committees – Orders – Issued.

HEALTH MEDICAL AND FAMILY WELFARE(A) DEPARTMENT

G.O.Ms.No.176

Dated:09.10.2023.

Read the following:-

- 1) Guidelines to Prevent Unnecessary Hysterectomies, Ministry of Health and Family Welfare, Govt. of India, Dated. 05-05-2020.
- 2) D.No.5925/2013/SC/PIL(W), Dt.15-04-2023 from the Asst. Registrar (PIL- Writ), Supreme Court of India, New Delhi along with a copy of Hon'ble Supreme Court of India's Judgment in W.P. (Civil) No. 131 of 2013, Dated.05-04-2023.
- 3) From the Director of Health & Family Welfare, A.P., Report in e-file No.2074522.

ORDER:

In the reference 1stread above, the Ministry of Health & Family Welfare, Government of India, New Delhi, has issued guidelines to prevent Unnecessary Hysterectomies, as the Community Based Studies have consistently found raising hysterectomy rates amongst young women ranging from 28 to 36years. Further evidence indicates rise in cases amongst poor & less educated women in rural areas and field-based reports have also suggested that unnecessary hysterectomies are being performed in cases where medical or non- invasive treatment would have been sufficient.

2. In the reference 2ndread above, the Hon'ble Supreme Court of India in its judgment in the W.P.(Civil) No. 131 of 2013, dated.05-04-2023 while observing that the guidelines which have been specified by MoH & FW to prevent unnecessary hysterectomies has to be adopted by all the States and Union Territories.

3. The Hon'ble Supreme Court of India has directed all the States and UTs for implementation of the following guidelines of the Government of India to prevent unnecessary Hysterectomies:

- 1) The guidelines mandate that, the National committee should review the landscape and take necessary policy decisions as required once in every six months.
- 2) The States should take steps for blacklisting hospitals where hysterectomies were carried out without medical necessity and without obtaining the informed consent of the patient. In any event the woman who is undergoing the hysterectomy should be properly informed about the reason and likely consequences of the hysterectomy bearing on the health of the patient.
- 3) All the states must take stringent action for blacklisting hospitals once it is detected that any unnecessary hysterectomy was carried out that the procedure was taken recourse to without the informed consent of the patient.

4. Government, in compliance with the orders of the Hon'ble Supreme Court of India W.P.(Civil) No. 131 of 2013, dated 05-04-2023 hereby order to adopt the guidelines issued by the Ministry of Health & Family Welfare, Govt. of India with regard to "Prevention of Unnecessary Hysterectomies" in the reference 1st read above.

5. Further, Government hereby constitute the State Level and District Level Committees for monitoring the Hysterectomy cases being performed in the State of Andhra Pradesh with the following composition & functions:

(Contd...P.2)

State Level Hysterectomy Monitoring Committee:

Sl.No.	Designation of the Officer	In the capacity of
1)	Special Chief Secretary / Principal Secretary – HM&FW Dept.	Chairperson
2)	DH&FW and the MD., NHM	Member
3)	Director Public Health	Member-Convener
4)	CEO Aarogyasri	Member
5)	Director of Medical Education	Member
6)	Commissioner, APVVP	Member
7)	Additional Director – MCH -Nodal Officer and Member	Member
8)	Joint Director – MH	Member
9)	NCD State Program Officer	Member
10)	Representatives from FOGSI (Public)	Member
11)	Representatives from FOGSI (private sector)	Member
12)	Representative from development partners (UNICEF/WHO/Any other working in State)	Member

Functions of the State Level Hysterectomy Monitoring Committee :

- 1) The Committee shall meet once in every six months and review district level data to ensure that unnecessary hysterectomies can be avoided.
- 2) The Committee must also arrange necessary trainings and sensitization sessions for both public and private sector professionals and district officials.
- 3) The Committee shall issue necessary directions to collect any data regarding hysterectomies conducted in Govt. & private hospitals.
- 4) The Committee shall issue necessary instructions to districts to conduct activities to create awareness about ill effects of unnecessary hysterectomies to citizens of Andhra Pradesh.
- 5) The Committee shall also issue necessary directions to take action against any hospital found to be performing hysterectomies violating the guidelines specified by Ministry of Health and Family Welfare, Govt. of India.

District Level Hysterectomy Monitoring Committees :

Sl.No.	Designation of the Officer	In the capacity of
1)	District Collector	Chairperson
2)	District Medical & Health Officer	Member-Convener
3)	District Co-ordinator for Health Services (DCHS)	Member
4)	District Co-ordinator, Aarogyasri	Member
5)	Superintendent of Teaching Hospitals	Member
6)	HoD of Department of Obstetrics and Gynecology (or) Civil Surgeon (Gynaecologist) in districts without medical college	Member
7)	NCD Nodal Officer	Member
8)	Maternal Health Nodal Officers (DIO)	Member
9)	Representatives from FOGSI (Public)	Member
10)	Representatives From FOGSI (Private Sector)	Member
11)	Representative from development partners (UNICEF/WHO/Any other working in district)	Member

Functions of the District Level Hysterectomy Monitoring Committees:

- 1) The District Level Committee shall meet every Quarter to review the hysterectomy cases in both public and private sectors duly verifying line list of all women who underwent hysterectomy every month.
- 2) The line list must include information on parameters such as: Age, Parity, Occupation, indication of hysterectomy and previous medical / surgical history. Line list format to also have a route of Hysterectomy (Abdominal/Vaginal/Laparoscopic) and details of any other surgery done along with hysterectomy including past treatment history and reports of histo-pathological examination.
- 3) The district committee must audit cases every month with following indications and issue necessary instructions if required:
 - a. Hysterectomy with/ without Bilateral Salpingo-Oophorectomy (BSO) in women <35 yrs. of age
 - b. Hysterectomy with BSO in women < 40 yrs. of age
 - c. All cases where no indication for doing the procedure is mentioned in the records All cases where no records of treatment prior to hysterectomy (in papers or in history) are available
 - d. Discrepancy between mentioned indication and HPE report.
 - e. Any severe morbidity/mortality due to hysterectomy
- 4) District level Committee shall call for any records to review & verify the hysterectomy cases conducted in the hospitals both public and private sector.
- 5) The periodic monitoring and evaluation shall be carried out by conducting regular audits of Hysterectomies by the District Committee, duly following the guidance provided by Ministry of Health and Family Welfare in 'Guidelines to Prevent Unnecessary Hysterectomies (Annexure-3)'.
- 6) The district committee shall arrange necessary trainings and sensitization sessions for both public and private sector professionals.
6. The Director of Health & Family Welfare, A.P., shall take further necessary action for bringing the awareness of guidelines for implementation in the Hospitals.
7. The Director of Health & Family Welfare, A.P., the Director of Public Health & Family Welfare, A.P., the Director of Medical Education, A.P., the Commissioner, APVVP and all the Collectors & District Magistrates shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr MANJULA D. HOSMANI
SECRETARY TO GOVERNMENT

To

The Director of Health and Family Welfare, A.P., Vijayawada.
The Mission Director, NHM, Vijayawada.
The Director of Medical Education, AP., Vijayawada,
The Commissioner, APVVP, Vijayawada.
The Director of Public Health & Family Welfare, AP., Gollapudi.
All the Collectors & District Magistrates.

Copy to:

The Advocate –on-Record for A.P., Supreme Court of India, New Delhi.
The Ministry of Health & Family Welfare (Maternal Health Division),
Gol, Nirman Bhawan, New Delhi – 110011.
The P.S. to Spl.Chief Secretary to Govt., HM&FW Dept.
The P.S. to Secretary to Govt., HM&FW Dept.
Sf/Sc.

// FORWARDED::BY ORDER //


SECTION OFFICER